

# **EXHIBIT B**

Clason, Donald

February 17, 2012

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IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

GEORGIA-PACIFIC CONSUMER  
PRODUCTS LP, FORT JAMES  
CORPORATION, and  
GEORGIA-PACIFIC, LLC,  
Plaintiffs,

Case No.: 1:11-cv-00483  
Judge Robert J. Jonker

vs.  
NCR CORPORATION,  
INTERNATIONAL PAPER CO.,  
and WEYERHAEUSER CO.,

Defendants.

VIDEOTAPED DEPOSITION OF DONALD CLASON

TAKEN BY: Plaintiffs Herein

DATE: Friday, February 17, 2012

TIME: 8:34 a.m. - 10:54 a.m.

PLACE: Sarasota Meeting Center  
2042 Bee Ridge Road  
Sarasota, Florida

REPORTED BY: Linda C. Mead, CCR, CSR  
Notary Public, State of Florida

Henderson Legal Services, Inc.

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<p style="text-align: right;">2</p> <p>1 APPEARANCES:</p> <p>2 GEORGE P. SIBLEY, III, ESQUIRE</p> <p>3 Hunton &amp; Williams, LLP</p> <p>4 951 East Byrd Street</p> <p>5 Richmond, Virginia 23219</p> <p>6 Appearing on behalf of Plaintiffs</p> <p>7</p> <p>8 DAVID R. MARRIOT, ESQUIRE</p> <p>9 OWEN J.M. ROTH, ESQUIRE</p> <p>10 Cravath, Swaine &amp; Moore, LLP</p> <p>11 Worldwide Plaza</p> <p>12 825 Eighth Avenue</p> <p>13 New York, New York 10019</p> <p>14 Appearing on behalf of Defendant</p> <p>15 NCR Corporation</p> <p>16</p> <p>17 J. CHRISTOPHER BAIRD, ESQUIRE</p> <p>18 Perkins Coie, LLP</p> <p>19 1201 Third Avenue</p> <p>20 Suite 4800</p> <p>21 Seattle, Washington 98101</p> <p>22 Appearing on behalf of Defendant</p> <p>Weyerhaeuser Company</p>	<p style="text-align: right;">4</p> <p>1 DEPOSITION OF: Donald Clason</p> <p>2</p> <p>3 Examination</p> <p>4</p> <p>5 Page</p> <p>6 By Mr. Sibley..... 6</p> <p>7 By Mr. Marriot..... 80</p> <p>8 By Mr. Sibley..... 82</p> <p>9</p> <p>10 EXHIBITS</p> <p>11 Description Page</p> <p>12 Exhibit 63 1966 Telephone Directory..... 18</p> <p>13 Exhibit 64 1971 Telephone Directory..... 27</p> <p>14 Exhibit 65 1971 Organization Charts..... 32</p> <p>15 Exhibit 66 Consolidated Statements Ending</p> <p>16 5/31/72..... 43</p> <p>17 Exhibit 67 Open House Announcement..... 50</p> <p>18 Exhibit 68 Letter/Financial Statements 12/18/72..61</p> <p>19 Exhibit 69 Letter to Anderson 11/21/72..... 65</p> <p>20 Exhibit 70 Letter to Katz 7/14/00..... 68</p> <p>21 Exhibit 71 Letter to Katz 8/21/00..... 72</p> <p>22</p>
<p style="text-align: right;">3</p> <p>1 APPEARANCES:</p> <p>2</p> <p>3 MICHAEL D. MEUTI, ESQUIRE</p> <p>4 Baker Hostetler</p> <p>5 PNC Center</p> <p>6 1900 East 9th Street</p> <p>7 Suite 3200</p> <p>8 Cleveland, Ohio 44114</p> <p>9 Appearing on behalf of Defendant</p> <p>10 International Paper Company</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p>	<p style="text-align: right;">5</p> <p>1 PROCEEDINGS</p> <p>2 *****</p> <p>3</p> <p>4 THE VIDEOGRAPHER: Good morning. My name</p> <p>5 is Rick Spector, Videographer for Henderson</p> <p>6 Legal Services. This matter is before the</p> <p>7 United States District Court for the Western</p> <p>8 District of Michigan, Southern Division.</p> <p>9 This is the matter of Georgia Pacific</p> <p>10 Consumer Products, LP, Fort James Corporation</p> <p>11 and Georgia-Pacific, LLC as Plaintiffs versus</p> <p>12 NCR Corporation, International Paper Company</p> <p>13 and Weyerhaeuser Company as Defendants. The</p> <p>14 Case Number is 1:11-cv-000483 before Judge</p> <p>15 Robert J. Jonker.</p> <p>16 Today is Friday, February 17th, 2012.</p> <p>17 It's 8:33 in the morning. This is the</p> <p>18 deposition of Donald Clason.</p> <p>19 At this time I'll ask the attorneys to</p> <p>20 please introduce themselves.</p> <p>21 MR. SIBLEY: Trey Sibley from Hunton &amp;</p> <p>22 Williams for Georgia-Pacific and the</p>

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<p style="text-align: right;">14</p> <p>1 Q Okay. With respect to carbonless paper,</p> <p>2 where -- where did NCR get its carbonless paper?</p> <p>3 <b>A Where did --</b></p> <p>4 Q Who was the supplier?</p> <p>5 <b>A At what point in time are you talking</b></p> <p>6 <b>about?</b></p> <p>7 Q I'm talking about when you were in Los</p> <p>8 Angeles.</p> <p>9 <b>A When I was in Los Angeles it was Business</b></p> <p>10 <b>Systems, Incorporated first and we bought some of</b></p> <p>11 <b>it -- most of it actually came from Mead.</b></p> <p>12 MR. MARRIOT: Just to be clear, are we</p> <p>13 talking about the period from '60 to '64 before</p> <p>14 NCR or '64 --</p> <p>15 BY MR. SIBLEY:</p> <p>16 Q If it's the -- Was it the same operation</p> <p>17 all six years just a change in ownership in 1964?</p> <p>18 <b>A It was -- Yeah. It was the same people,</b></p> <p>19 <b>the same everything. Nothing changed really except</b></p> <p>20 <b>the ownership as far as NCR from about '60 to '66.</b></p> <p>21 Q And how did that paper come to the --</p> <p>22 those facilities in Los Angeles? Did it come in big</p>	<p style="text-align: right;">16</p> <p>1 Q I'm talking about all paper.</p> <p>2 <b>A All paper.</b></p> <p>3 Q In the course of making business forms.</p> <p>4 <b>A Well, scrap -- Ask the question again now.</b></p> <p>5 Q The scrap paper that would be generated in</p> <p>6 the process of making business forms, what did you</p> <p>7 call that?</p> <p>8 <b>A Well, it called in two categories. One</b></p> <p>9 <b>was -- One was scrap or waste and the other was</b></p> <p>10 <b>trim.</b></p> <p>11 Q What was the difference between the two?</p> <p>12 <b>A Waste basically -- mostly involved</b></p> <p>13 <b>wrappers or just the beginning of a roll or the end</b></p> <p>14 <b>of a roll.</b></p> <p>15 Q And trim was everything else?</p> <p>16 <b>A Yes. Trim was the smaller portion because</b></p> <p>17 <b>we tried to buy it to size.</b></p> <p>18 Q Okay. And during this period when you</p> <p>19 were a controller, what was -- what did Business</p> <p>20 Systems or later NCR do with that trim as it was</p> <p>21 generated?</p> <p>22 <b>A There were two sides to it because you're</b></p>
<p style="text-align: right;">15</p> <p>1 rolls?</p> <p>2 <b>A Yeah. It came in rolls or in some cases</b></p> <p>3 <b>in sheets. We had both sheet-fed and roll-fed</b></p> <p>4 <b>presses.</b></p> <p>5 Q And at your facility the forms would be</p> <p>6 cut down to size and printed?</p> <p>7 <b>A Yes.</b></p> <p>8 Q And in the course of that process there</p> <p>9 would be scrap paper generated, correct?</p> <p>10 <b>A Yes.</b></p> <p>11 Q And during the -- that time period, what</p> <p>12 would you have referred -- how would you have</p> <p>13 described that paper? What term would you have</p> <p>14 used?</p> <p>15 <b>A What paper?</b></p> <p>16 Q The scrap paper.</p> <p>17 <b>A The scrap.</b></p> <p>18 MR. MARRIOT: I'm sorry. I just want to</p> <p>19 make sure we're clear about whether we're now</p> <p>20 talking about the carbonless copy paper or any</p> <p>21 other paper that was there.</p> <p>22 BY MR. SIBLEY:</p>	<p style="text-align: right;">17</p> <p>1 <b>talking about carbonless. Carbonless we did nothing</b></p> <p>2 <b>with basically. The other trim and waste was sold</b></p> <p>3 <b>as scrap, but carbonless couldn't be sold as scrap</b></p> <p>4 <b>so we typically burned it. There was very little of</b></p> <p>5 <b>it back in those days.</b></p> <p>6 Q Back in those days.</p> <p>7 The carbonless paper that was used during</p> <p>8 this period, that would have been what's known as</p> <p>9 NCR paper, correct?</p> <p>10 <b>A Yes.</b></p> <p>11 Q And you're aware now that that paper</p> <p>12 contained as part of the emulsion that coated it a</p> <p>13 chemical -- a set of chemicals known as</p> <p>14 polychlorinated biphenyl or PCBs?</p> <p>15 <b>A I've heard that term, but I'm not in the</b></p> <p>16 <b>paper business so I don't know much about it to tell</b></p> <p>17 <b>you the truth.</b></p> <p>18 Q Okay. The -- Was there a point in time</p> <p>19 when you came to learn that NCR paper of this</p> <p>20 vintage used PCBs as part of the technology that</p> <p>21 made it work?</p> <p>22 <b>A Not particularly. I didn't get into the</b></p>

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<p style="text-align: right;">38</p> <p>1 <b>certainly less than one percent.</b></p> <p>2 Q Less than one percent?</p> <p>3 <b>A Yes.</b></p> <p>4 Q Okay. And did -- during that time period,</p> <p>5 did NCR keep track of how much it was losing as</p> <p>6 trim, converter trim?</p> <p>7 <b>A Not between -- not separating between</b></p> <p>8 <b>them. We kept track of waste and trim, yes, but not</b></p> <p>9 <b>separating out carbonless and bond and carbon and</b></p> <p>10 <b>carbon paper and all that. It was not separated.</b></p> <p>11 Q With respect to other types of paper, you</p> <p>12 mentioned bonded and carbon. Let's deal with all</p> <p>13 paper used to create forms at Washington Court House</p> <p>14 during this time period. As a percentage how much</p> <p>15 trim would have been generated?</p> <p>16 <b>A I would be guessing to be really precise</b></p> <p>17 <b>40 years ago, but certainly less than one percent.</b></p> <p>18 Q Combined for all paper?</p> <p>19 <b>A Yes.</b></p> <p>20 Q Less than one percent?</p> <p>21 <b>A Sure.</b></p> <p>22 Q How many tons -- Let me try it this way:</p>	<p style="text-align: right;">40</p> <p>1 <b>A Yes.</b></p> <p>2 Q What sort of brokers -- Which brokers did</p> <p>3 NCR use, if you know, to buy other types of paper</p> <p>4 other than carbonless?</p> <p>5 <b>A I don't know names. It was a very, very</b></p> <p>6 <b>small activity. Very small.</b></p> <p>7 Q Are you familiar with a company called the</p> <p>8 Montgomery Paper Company?</p> <p>9 <b>A No.</b></p> <p>10 Q What about National Fiber Supply?</p> <p>11 <b>A No.</b></p> <p>12 Q What about Continental Paper Grading?</p> <p>13 <b>A No.</b></p> <p>14 Q So what did NCR do with the trim, the</p> <p>15 carbonless trim?</p> <p>16 <b>A For the most part they burned it.</b></p> <p>17 Q And where did they burn it?</p> <p>18 <b>A Well, they had boilers at the time.</b></p> <p>19 Q So there would have been some sort of</p> <p>20 incinerator on site?</p> <p>21 <b>A Yeah, back in those days. Again, we're</b></p> <p>22 <b>talking about '64. It was very, very small. I</b></p>
<p style="text-align: right;">39</p> <p>1 Did you keep track of how many -- how much -- how</p> <p>2 many tons per week of paper came into that -- or to</p> <p>3 any printing facility?</p> <p>4 <b>A Sure.</b></p> <p>5 Q Do you recall with respect to Washington</p> <p>6 Court House how many tons per week paper came into</p> <p>7 the facility?</p> <p>8 <b>A No.</b></p> <p>9 Q And let's talk about -- continue to talk</p> <p>10 about converter trim. During this time period would</p> <p>11 NCR have sold converter trim to waste paper brokers?</p> <p>12 <b>A If you're talking about carbonless paper,</b></p> <p>13 <b>no.</b></p> <p>14 Q Okay. NCR did not?</p> <p>15 <b>A We couldn't sell carbonless paper, the</b></p> <p>16 <b>trim. Brokers wouldn't buy it.</b></p> <p>17 Q But they would buy other trim?</p> <p>18 <b>A Yes.</b></p> <p>19 Q Did -- Did NCR segregate the paper?</p> <p>20 <b>A Yes.</b></p> <p>21 Q Okay. And is this at all of -- all of</p> <p>22 NCR's facilities?</p>	<p style="text-align: right;">41</p> <p>1 <b>mean, it really wasn't very much at all. Most of</b></p> <p>2 <b>the forms we made were bond and carbon, they were</b></p> <p>3 <b>not carbonless.</b></p> <p>4 Q This -- Most of the forms you made were</p> <p>5 bonded carbon you said?</p> <p>6 <b>A Bond and carbon.</b></p> <p>7 Q Bond and carbon.</p> <p>8 <b>A Again, we're talking back in the '60s.</b></p> <p>9 Q Did -- But NCR did use carbonless copy --</p> <p>10 did create carbonless forms, correct?</p> <p>11 <b>A Sure.</b></p> <p>12 Q During this time period, right?</p> <p>13 <b>A Yes.</b></p> <p>14 Q And as a percentage -- Do you know sitting</p> <p>15 here today as a percentage how much carbonless was</p> <p>16 used in comparison to the other types of paper at</p> <p>17 Washington Court House?</p> <p>18 <b>A No. I wouldn't know that.</b></p> <p>19 Q Now, when NCR sold business forms to</p> <p>20 customers, were there times when customers rejected</p> <p>21 the delivery because -- for one reason or another?</p> <p>22 <b>A I can't think of any frankly.</b></p>